

CHAPTER 25.

CONFERRING ADDITIONAL POWERS ON CITIES UNDER SPECIAL CHARTERS.

- H. F. 259. AN ACT to Amend the Charters of all Municipal Corporations existing and acting under Special Charters not now having the powers herein granted, and Conferring Additional Powers upon such cities. Additional to Code, Chapter 10, Title IV.: "Of Cities and Incorporated Towns."

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That all cities existing and acting under special charters, which do not now have the powers herein enumerated, shall have power to regulate, restrain, license or prevent the running at large of dogs within said cities, and to require dogs to be kept upon the premises of the owners thereof, unless licensed to run upon streets, alleys, and other places other than the premises of the owner, and to provide for the destruction of the same when found in said cities contrary to and in violation of the provisions of any ordinance or by-laws passed pursuant to the powers herein granted.

May prohibit dogs from running at large.

Approved, February 28, 1878.

CHAPTER 26.

DEPOSITIONS.

- H. F. 85. AN ACT to Repeal Section 3751, Chapter 1, Title 22, of the Code, Relating to Depositions, and to enact a Substitute therefor.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 3751 of the Code is hereby repealed, and the following is enacted in lieu thereof:

Code, § 3751: substitute for.

Notice of filing.

Section 3751. That the clerk shall, forthwith, after filing depositions in his office, issue a notice of the filing of such depositions, reciting therein the title of the cause, names of witnesses, and the date of filing such depositions, and serve the same upon the attorneys of the parties in the action therein recited.

Said notice shall be deemed duly served, when the clerk shall have deposited copies of the same in the post-office at the place where such cause is pending for trial, duly directed to the post-office address of the respective attorneys, for the parties in such action, which notice shall be so mailed by the clerk on the day he files such deposition; and if the post-office address of any of the attorneys of the parties is unknown to the clerk, he shall then deposit

said notice, addressed to such attorney or attorneys, at the post-office where such cause is then pending for trial. No exceptions to depositions other than for incompetency or irrelevancy shall be regarded, unless made by motion filed by the morning of the second day of the first term held after the depositions have been filed by the clerk; *Provided*, Such depositions have been filed three days prior thereto. Exceptions.
Provide:

If the depositions are afterwards received during such term, such motion shall be filed by the morning of the third day after such depositions are filed.

All motions to suppress depositions must be filed before the cause is reached for trial. Time of filing motion to suppress.

Approved, February 28, 1878.

CHAPTER 27.

CITY OF KNOXVILLE.

AN ACT to Amend Section 9 of Chapter 71 of the Laws of the Fifth General Assembly, in relation to the Election of Officers of the City of Knoxville. H. F. 495.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 9 of chapter 71 of the laws of the fifth general assembly of the state of Iowa be repealed, and the following enacted in lieu thereof: § 9, chapter 71,
5th G. A.;
substitute for.

Section 9. That the qualified electors of the city of Knoxville shall, on the first Monday of April, A. D. 1878, elect one alderman from each ward of said city for the term of ~~one year~~, and one alderman from each ward of said city for the term of two years, and annually on the same day thereafter elect one alderman from each ward of said city for the term of two years, who shall serve until their successors are elected and qualified. The qualified electors of said city of Knoxville shall also elect on the first Monday of April, A. D., 1878, and annually thereafter, and at the same time a mayor, a recorder, assessor, and a treasurer. And the mayor and alderman so elected, together with the alderman whose term of office has not yet expired, when assembled together and duly organized shall constitute the city council, a majority of whom shall be necessary to constitute a quorum for the transaction of business, which council shall, at its first regular meeting after each annual election, elect a city marshal by ballot, whose term of office shall be for the period of one year, and shall be subject to removal by said council. The mayor, recorder, assessor and treasurer shall be elected by the legal voters of said city for the term of one year, and shall serve until their successors are elected and qualified. Election.
City council.